

UNITED STATES DISTRICT COURT

for the

District of South Carolina

Barney Joe Wiggins,

Petitioner

v.

Warden of Kirkland Correctional Institution,

Respondent

)
)
)
)
)

Civil Action No. 1:17-cv-01086-RBH

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the petitioner (*name*) _____ recover from the respondent (*name*) _____ the amount of _____ dollars (\$___), which includes prejudgment interest at the rate of ____ %, plus postjudgment interest at the rate of ____ %, along with costs.

☐ the petitioner recover nothing, the action be dismissed on the merits, and the respondent (*name*) _____ recover costs from the petitioner (*name*) _____.

☒ other: the petitioner, Barney Joe Wiggins, shall take nothing of the respondent, Warden of Kirkland Correctional Institution, and this case is dismissed with prejudice for failure to prosecute pursuant to Rule 41(b) of the Federal Rules of Civil Procedure.

This action was (*check one*):

☐ tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable _____ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable R. Bryan Harwell, United States District Judge, presiding, adopting the Report and Recommendation set forth by the Honorable Shiva V. Hodges, United States Magistrate Judge, which recommended dismissing the action with prejudice.

Date: January 18, 2018

ROBIN L. BLUME, CLERK OF COURT

s/M. Walker

Signature of Clerk or Deputy Clerk